

Monday, January 26, 2015

**9:00 AM CONVENE**

**PRESENT William L. Randash**, Chairman; **Steve Baldwin** and **Deb Ranum**, Members and **Brenda Wood**, Clerk and Recorder

**9:00 AM CLOSED PERSONNEL**

**10:00 AM Bobby Wiedmer**, Road Foreman and **Alba Higgins**, Shop Foreman

**Road/Bridge/Shop Reports**

**Bridger**-A letter was sent to Bridger Pipeline regarding damage costs for the use of the County Roads.

**Shop Report**

**Plow truck**-Heating was repaired; need white strobes for the plow trucks as well (Alba is researching places where they can get them).

**Shop blade**-The shop blade is serviced.

**New Loader**-T & E will get the new loader ordered and will price out another set of tires as well. Alba asked if Commissioner Ranum was serious about purchasing an extra set of tires. Commissioner Ranum felt it would be just to keep some on hand or when ready to trade we would put the new tires on to get a better trade value. Alba stated we need to decide whether the County is going to rotate the loader out or keep it for several years. Alba feels the County could get a better deal on tires from Net State than the equipment dealers could give to the County

**214 Mack Truck**-The work they had completed less than a year ago on this truck is now throwing the same code. Alba is in hopes replacement of the EUP's (Electronic Unit Pump) is under warranty. Alba would like to take the truck to Billings instead of working with Glendive if it is warranty item. If it is not a warranty item Alba would then take it to Sheehan Mack, Rapid City, SD.

**Road/Bridge Report**

**Neumann Pit**-This pit is empty, other than a little bit of clean up; Bobby is going to prospect for more material there as well.

**Bridge** – Discussed the bridge materials the Hadley's wanted; Bobby stated the Hadley's did not show up to get the materials so the Road Department hauled it away.

**Shell Oil Road**-The road crew will work on the Shell Oil Road when it gets really nice.

**Roads**-Bobby stated in reviewing the roads, there are several roads that need to have the shoulders pulled.

**Fletcher Creek Road**-Bobby reviewed the box culvert on Fletcher Creek and the water is 1 ½' from the top of the culvert. Bobby stated he feels it is very unnecessary to bury the culverts as specified by FWP; it is a huge waste of money. Commissioner Ranum suggests they take pictures of this.

**11:00 AM Kathy Newell**, Clerk-Elections

**Precinct Consolidation Follow-up**-Kathy stated so far she has only had 1 person from precinct 8 respond to the letter regarding consolidating their Precinct with Precinct 3 (Rural). Kathy explained they would consolidate Precincts 7 & 8 with Precinct 3. Those individuals in School District 55 will move to Precinct 4 and would vote at the Plevna Fire Hall or would have the option to vote by mail.

**Motion-Commissioner Ranum** made the motion to Consolidate Precincts 7 & 8 with Precinct 3, with the exception of those in SD 55 which would move to Precinct 4.

**DISCUSSION ON THE MOTION**

**Precinct Boundary Descriptions**-Kathy stated they will not have to hire anyone to re-describe the Precinct boundaries as the Precincts will now follow the School District boundaries. Commissioner Ranum asked that the letters to the voters be send certified mail. The Commission all agreed this would be a good idea. **Commissioner Baldwin** seconded the motion. 3 Ayes. 0 Nays. Motion carried unanimously.

**City of Baker Billing**-Kathy asked if the Commission had made a decision regarding the fee charged to the City of Baker for their portion of Maintenance costs of the Courthouse. The City is now paying \$1334.00 per month. The Commission stated they would discuss this with Mayor Hornung when he comes in.

### 11:30 AM PUBLIC COMMENT

No one appeared for Public Comment.

### 11:45 AM Joe Janz

**South Sandstone Project**-Joe met to report on the South Sandstone Project. FWP will be meeting at South Sandstone next Wednesday to review the project. **Jason Senn**, FWP is trying to get another \$10,000.00 from FWP to purchase more gravel.

**Search and Rescue**-Commissioner Randash stated the Commission feels the Fire Department would be willing to take over Search and Rescue. Joe stated the remainder of the Search and Rescue members have been trying to get them to do that for a long time now. Joe feels Plainsman Search and Rescue has funds left they would like to donate to other organizations. Commissioner Randash also explained the Fire Department wants the County Budget to use for operating Search and Rescue. Joe stated he would be fine with that and felt Darold Brown, Search and Rescue would also be fine with that. Joe will schedule a meeting with **Tom Bruha**, Fire Chief; **Trent Harbaugh**, Sheriff; **Joe; Darold** and the **Commission** next week to discuss and come to a final decision.

**Sidewalks at the Hospital**-The Commission asked if Joe and Outside Maintenance would be willing to clean the sidewalks at the Hospital. Joe asked if the Commission wanted them to train the Hospital Maintenance on the use of the equipment. The Commission was actually wondering if they would be willing to clean the sidewalks. Joe will discuss this with **DuWayne Bohle** and **Darold Brown**, Outside Maintenance. Commissioner Ranum stated the Commission may make the decision to contract the work out instead.

### RECESS

**Commissioner Ranum** made the motion to recess. **Commissioner Baldwin** seconds the motion. 3 Ayes. 0 Nays. Motion carried unanimously.

Noon Recess

### 1:15 PM RECONVENE

**PRESENT William L. Randash**, Chairman; **Steve Baldwin** and **Deb Ranum**, Members.

### FOLDER REVIEW

**Master Contract**-Commissioner Randash signed, as Chairman, the Master Contract for the Immunization Program for the Period July 1, 2012 through June 30, 2019.

**Project Report-DuWayne Bohle** submitted his project review reports-Jan 14, 2015- **Iron Horse Park**-Continuing to install landscaping rocks. **South Sandstone Project**-Preparing parking lot and driveway for matting and gravel on the Eastside. Installing rock for pilings for ADA fishing dock on the west side. Jan 20, 2015-**South Sandstone Project**-Pilings and cement poured for the ADA fishing dock on the west side. Installing rip/rap on west side. January 22, 2015-**Southsandstone Project**-Installing mat and gravel in parking lot-east side; ADA fishing dock in place, ready to pour cement walkway. **Gun Range Project**-Half of the south side of roof is tinned. Electrical boxes are being installed.

**Dry Fork Structure**-Shannon Hewson, Brosz Engineering sent copies of the 404 and the 124 permit applications for the Dry Fork Structures.

**New Cell**-The Commission was notified by Brosz Engineering the DEQ did not think a formal permit amendment process would be necessary for the new lagoon cell. DEQ feels they would only need a set of design plans for the new cell (this would be the cell they would also treat the water for the Golf Course). Brosz should have a definitive answer by the end of next week regarding what would need to be submitted to DEQ by Fallon County.

### REPORTS/MINUTES/FLYERS

**Treasurer Receipts-January, 2015**-Miscellaneous Receipts - \$928,535.63;Leases/Rents/Oil and Gas Royalties-\$91,355.89

## JOURNALS

The Commission reviewed and approved the following Journal Entries recommended by Auditor Jim Wosepka. Entries were made to adjust FY2014 Taxes Receivable.

Journals 49,50,51,52,54,55,56,57 and 58 were reversed using Journals 356 – 364.

**Budget Journal #10** Enter Auditor Adjustments

**Budget Journal #11**-Reverse Journal #10 as entries were made as Budget Journal rather than a regular Journal.

**Journal #662** – Posted Auditor Adjustments for Taxes Receivable

**Journal #365** – Reroll FY2014 Balances Forward to FY2015 after making correct adjustments.

**2:00 PM Brenda Wood**, Clerk and Recorder joined.

**2:00 PM Lance Wedemeyer**, Public Works Director and **Jon Brosz**, Brosz Engineering via phone.

**Emergency Permit**-Lance and Jon explained they pulled an Emergency Work Permit for work in the Creek Channel due to flooding. Lance further explained there are no more wetlands (in the city limits) in the channel per the new map. They had to get the permit to open up the culvert to prevent flooding. Lance and Jon plan to meet with the Corp of Engineers and FWP tomorrow in Miles City, MT. They explained they want to discuss lining the channel bottom.

Jon explained according to the new maps there are no more wetlands through the City of Baker until the west side of 6<sup>th</sup> street. Lance explained they had to clean from the spillway to the small box culvert (near Reynolds Parking Lot). Lance stated he would get some numbers from local contractors to complete the work and present them to the Commission; if it goes over \$80,000 it would have to be bid.

**2:15 PM Resolution 1-26-2015**-The Commission signed Resolution 1-26-2015 to call for a voted levy upon the taxable operation of the Fallon Medical Complex. Commissioner Ranum notated she agreed to Option 4 of the recent proposal made by David Espeland, CEO-FMC. (This proposal consists of dropping the inside work altogether as there is not an urgent need to recondition this space, other than David feels they need to stop the water from getting under the old purchasing floor. If the water problem was mitigated (through the site work), the basement could remain as-is indefinitely, although the old purchasing space wouldn't be overly usable. With Option 4, David felt the site work definitely needs to be completed with the mill levy money available now). Resolution 1-26-2015 is filed in the Clerk and Recorder's office.

**2:55 PM Mary Grube**, Planner Secretary and **Clayton Hornung**, Mayor-City of Baker

**Planning Agreement**-Clayton stated the City would like to propose \$4,000 as payment from the City of Baker for use of Fallon County's Planning Staff. Commission discussed changing this to run through June 30, 2015 and renew in July, 2015 rather than by Calendar Year. Mary has been tracking her time in a notebook. Clayton did not have a problem with that and would have Rich Batterman, City Attorney change the agreement to correspond with that. They agreed to prorate this agreement through June 30, 2015. Clayton agreed and stated he would like to honor what work Mary has already done.

**Annual Rent**-The Commission discussed reviewing the annual amount the City pays the County. Clayton agreed the amount had not changed since 2006 so will discuss with the Council.

**Interlocal Agreement**-The group discussed their thoughts on an Interlocal Agreement for the JP and City Judge and the sharing of office space.

**3:05 PM Chuck Lee**, DES/911 Coordinator joined.

**EMPG Grant**-Commissioner Randash signed the Quarterly Certification EMPG grant papers for Chuck. Chuck left the office.

**Back to the meeting with Clayton and Mary**

**Man Camp**-The group discussed the man camp north east of Baker.

**1<sup>st</sup> Street Culvert**-The group discussed work that had been completed on the 1<sup>st</sup> Street West culvert. Clayton explained the west side of the culvert was never completed and feels it is washing under the culvert. The Commission agreed they would need to complete that project.

**Creek channel issues**-Discussed the Emergency Permit because the water was backing up again on Monroe Avenue.

**3:40 PM Lance Wedemeyer**, Public Works Director joined.

**Wetlands**-Lance stated upon further review he and Jon Brosz found there are no wetlands until after 6<sup>th</sup> Street west. Faron Henderson, Flood Plain Coordinator will work on the local Flood Plain Permit for this project. Lance and Jon took pictures and will take them to show the agencies they are meeting with tomorrow.

**Water and Sewer Project**-Lance stated the east side water/sewer project will be finished in 3 weeks.

**Capital Improvement Project**-The group discussed Jason Rittal, EPEDC Executive Director will be coming Wednesday to work on a capital improvement project he is preparing for the County. Commissioner Randash stated he will be coming to take pictures and asked if Clayton would like to go with; they could go over all the projects being completed.

**Channel maintenance**-Lance would like to discuss maintenance of the channel and a possible agreement for maintenance of the channel. Mary reminded Lance they need to finish the emergency permit process. The group left the meeting with the exception of Mary.

**3:40 PM Faron Henderson**, Planner joined

**4:00 PM Desiree' Thielen** joined.

**Arnold/Alberts Subdivision Conditions**-Desiree' explained Adam Thompson, Surveyor for the Subdivision would like to request a change. When Desiree' was the Planner the conditions for this Subdivision included the recommendation to have a cul-de-sac. Adam would like to change the language as per Adam's letter which was sent to the Commission; this would be to Amend Condition #20 of the Findings of Fact.

**Motion-Commissioner Ranum** made the motion to Amend #20 to remove the cul-de-sac, correct the name to Alberts/Arnold and Subdivision name from Jockey Hollow to the Amended Plat of Lot 3 of the Lohof-Green Acres Minor Subdivision, on the Findings of Fact. **Commissioner Baldwin** seconds the motion. 3 Ayes. 0 Nays. Motion carried unanimously.

**4:10 PM Desiree'** left the meeting.

#### **Mary and Faron stayed to discuss various topics**

**Man Camp**-Faron stated in regard to **Buildings for Lease or Rent (BLR)** you can have up to 3 buildings or units without going through Subdivision. Mary stated she spoke to **Darcy Wassmann**, County Attorney who stated rooms are considered units. There was much discussion regarding reference in the BLR pertaining to units verses buildings; also discussed whether the landowner was advised by Faron to evade Subdivision Laws.

**Planning Agreement**-The Commission stated the Planning/Staffing proposal was discussed with Mayor Hornung today.

**BLR**-Faron explained Fallon County's BLR describes buildings or units; most Counties describe the BLR one way or the other, either as a Unit or a Building and do not use either/or.

**4:35 PM Mary left the discussion**

**Discussed Family transfers** – Commissioner Baldwin asked if giving a Landowner the option to do this by way of a Family Transfer was evading Subdivision. Faron stated no, it is legal when the landowner removes two units/buildings, completes a family transfer to create more lots to place more buildings/units. The Landowner asked what the options were and Faron gave some options. Faron explained when you have more than one building per lot, it is illegal.

**Flood Plain Permits**-Faron questioned Mary signing a flood plain application as the Flood Plain Assistant. Faron explained this putting his liability insurance at risk.

**4:45 PM Faron left the meeting.**

#### **Commissioner Proceedings**

**August 18, 2014 Minutes**-Commissioner Ranum made the motion to approve the August 18, 2014 minutes with grammar and spelling corrections. Commissioner Baldwin seconds the motion. 3 Ayes. 0 nays. Motion carried unanimously.

**January 20, 2014 Minutes**-Commissioner Ranum made the motion to approve the Tuesday January 20, 2014 minutes with spelling and grammar corrections. Commissioner Baldwin seconds the motion. 3 Ayes. 0 Nays. Motion carried unanimously.

**Planning Contract** Commission agreed to changes of the KLJ Planning Contract per recommendation of **Darcy Wassmann**, County Attorney. Clerk and Recorder will email Darcy and let her know.

**5:05 PM ADJOURN**

**Commissioner Baldwin** made the motion to adjourn. **Commissioner Ranum** seconds the motion. 3 Ayes. 0 Nays. Motion carried unanimously.

ADJOURN

s/William L. Randash, Chairman

ATTEST:

s/Brenda J. Wood, Clerk and Recorder